

**MINUTES OF THE
HOUSE HEALTH AND HUMAN SERVICES STANDING COMMITTEE
Room 25, House Office Building
February 1, 2012**

MEMBERS PRESENT: Rep. Paul Ray, Chair
 Rep. Evan J. Vickers, Vice Chair
 Rep. Rebecca Chavez-Houck
 Rep. Tim M. Cosgrove
 Rep. Bradley M. Daw
 Rep. Daniel McCay
 Rep. Dean Sanpei
 Rep. Christine F. Watkins

MEMBERS EXCUSED: Rep. Ronda Rudd Menlove

STAFF PRESENT: Mr. Mark D. Andrews, Policy Analyst
 Ms. Linda Black, House Secretary

Note: A list of visitors and copy of handouts are filed with committee minutes.

Chair Ray called the meeting to order at 2:10 p.m.

MOTION: Rep. Vickers moved to approve the minutes of January 31, 2012. The motion passed unanimously.

H.B. 100 Social Worker Examination Amendments *(Rep. D. Litvack)*

Rep. Litvack presented the bill to the committee.

Spoke in favor of the bill: Ms. Emily Bleyl, Executive Director, National Association of Social Workers, Utah Chapter

MOTION: Rep. Daw moved to pass the bill out favorably. The motion passed unanimously.

MOTION: Rep. Daw moved to place H.B. 100 on the Consent Calendar. The motion passed unanimously.

H.B. 290 Divorce Orientation Class *(Rep. J. Nielson)*

Rep. Nielson explained the bill to the committee.

MOTION: Rep. Daw moved to amend the bill as follows:

1. Page 3, Lines 82 through 83:

82 [~~(12)~~] (10) It shall be an affirmative defense in all divorce actions that the divorce
83 orientation requirement was not complied with **by the respondent** , and the action may
 not continue until a party

The motion passed unanimously.

MOTION: Rep. Chavez-Houck moved to amend the bill as follows:

1. Page 1, Lines 12 through 16:

12 This bill:

13 ▶ requires a prospective petitioner for divorce to complete the mandatory divorce
14 orientation course before filing a petition for divorce;

▶ provides an exception for a victim of domestic violence;

15 ▶ requires the respondent to complete the mandatory divorce orientation course
within

16 30 days of receipt of a petition for divorce;

2. Page 2, Lines 40 through 41:

40 (2) A prospective petitioner shall [~~attend~~] complete a divorce orientation course [~~no~~
41 ~~more than 60 days after~~] before filing a petition for divorce.

(3) The prefiling completion requirement shall be waived for a victim of
domestic violence who provides:

(a) a valid protective order or its equivalent from any jurisdiction;

(b) a police report that indicates domestic violence has occurred against the
respondent by a spouse; or

(c) a letter from a domestic violence shelter stating that the petitioner is fleeing
domestic violence.

(4) A petitioner who files for divorce under Subsection (3) shall be required to
complete the course within 30 days after filing for divorce.

Renumber the remaining subsections accordingly

The motion passed unanimously.

MOTION: Rep. McCay moved to amend the bill as follows:

1. Page 1, Lines 12 through 19:

12 This bill:

* * * Some lines not shown * * *

▶ waives the requirement for a petitioner or respondent who has previously
taken the class; and

19 ▶ makes technical corrections.

2. Page 2, Lines 42 through 44:

42 (3) The respondent shall [~~attend~~] complete the divorce orientation course [~~no more~~
43 ~~than~~] within 30 days [~~after~~] of being served with a petition for divorce.

(4) A petitioner or respondent who has taken the class is not required to take the class again unless more than 18 months has passed since completion of the class. The petitioner or respondent shall provide documentation showing class completion at the time of filing.

44 ~~{(4)}~~ **(5)** The clerk of the court shall provide notice to a petitioner of the requirement for the

Renumber the remaining subsections accordingly

The motion passed unanimously.

Spoke to the bill: Mr. Eric Johnson, Family Law Attorney

MOTION: Rep. Daw moved to pass the bill out favorably. The motion passed with Rep. McCay, Rep. Watkins, and Rep. Vickers voting in opposition.

Rep. Vickers indicated that he and Chair Ray are planning to draft a letter raising issues about the proposed merger of Medco Health Solutions, Inc. and Express Scripts, Inc. He invited members of the committee to sign the letter after it is prepared, if they wish.

MOTION: Rep. Vickers moved to adjourn the meeting. The motion passed unanimously.

Chair Ray adjourned the meeting at 2:50 p.m.

Rep. Paul Ray, Chair